

02-1192 COOPER INDUSTRIES, INC. v. AVIAL SERVICES INC.

Ruling below: CA 5, 312 F.3d 677

QUESTION PRESENTED

Whether a private party who has not been the subject of an underlying civil action pursuant to CERCLA Sections 106 or 107, 42 U.S.C. §§ 9606 or 9607, may bring an action seeking contribution pursuant to CERCLA Section 113(f)(1), 42 U.S.C. § 9613(f)(1), to recover costs spent voluntarily to clean up properties contaminated by hazardous substances.

CERT. GRANTED: 1/9/04